

(1) Fourteenth and Final Account and Report of Conservator; (2) Petition for Fees, for Termination of Conservatorship Distribution of Assets of Estate and (3) Discharge of Conservator (Prob. C. 1860 & 2620)

DOD: 11-10-10		CALIFORNIA DEPT. OF DEVELOPMENTAL SERVICES , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 3-1-09 through 11-10-10 Accounting: \$34,377.72 Beginning POH: \$14,465.02 Ending POH: \$16,100.50	<u>Note: This is the 8th hearing on this final account.</u> <u>On 10-17-12, a separate Petition for Instructions was filed. See Page 1B.</u>
Cont. from 111711, 020212, 040512, 051712, 062812, 080212, 100412			
	Aff.Sub.Wit.	Account period: 11-11-10 through 6-30-11 Accounting: \$18,405.01 Beginning POH: \$16,100.50 Ending POH: \$12,537.04	<u>The following issues remain:</u> 1. Probate Code §§ 2631 and 13100 allow liquidation and distribution of <u>personal property only</u> in the manner requested. Real property, including undivided interests, is subject to Probate Code §13151, which requires the mandatory judicial council Petition to Determine Succession to Real Property Form DE-310, inventory and appraisal as of the date of death, and noticed hearing. 2. Petitioner also requests to distribute this asset when there is a Medi-Cal lien on the estate. Need authority. 3. The proposed order does not correspond to the prayer. Need clarification. 4. The proposed order does not comply with Local Rule 7.6.1.A. Monetary distributions must be stated in dollars. Need clarification as to the amount to be distributed on the Medi-Cal claim. (Examiner calculates \$389.93. Need verification.)
✓	Verified		
	Inventory	(POH consists of cash in the amount of \$554.93 plus an undivided 1/3 interest of a 3/4 interest in real property, a stove, and an air conditioner)	
	PTC		
	Not.Cred.	Conservator: \$125.00 Attorney: \$40.00	
✓	Notice of Hrg		
✓	Aff.Mail	Petitioner states there is a Medi-Cal claim in the amount of \$108,627.87 and requests that the court authorize payment of the remaining balance of the conservatorship estate on this claim.	
	Aff.Pub.		
	Sp.Ntc.	Petitioner prays for an Order: 1. Approving, allowing and settling the final account; 2. Terminating the proceedings herein; 3. Authorizing payment of the conservator's and attorney's fees; 4. Authorizing payment of the remaining balance to the Dept. of Health Services as payment in full on the Medi-Cal claim; 5. Authorizing transfer of the house, stove and air conditioner to the Conservatee's sister; and 6. Discharge of Conservator.	
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt	X	
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 10-30-12
			Updates:
			Recommendation:
			File 1A - Tortorella

DOD: 11-10-10		CALIFORNIA DEPT. OF DEVELOPMENTAL SERVICES , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner states the Conservatee's only known surviving relative is his sister, Cina Rand, who resides in Clovis, CA. The conservatorship estate herein includes a one-half interest in real property in Fresno. The remaining one-half interest in the real property is held by this conservatee's brother, Dominic Tortella, DOD 11-6-09.	1. <u>Authority does not appear to be proper.</u> Probate Code §2591(c)(1) allows a conservator the power <u>"to sell at public or private sale"</u> real property without Court confirmation of sale. Probate Code §2590(a) states the Court may make an order granting this power if it is to the <u>"advantage, benefit, and best interest of the estate to do so."</u> Here, Petitioner is requesting to <u>distribute</u> real property from the conservatorship estate after the Conservatee's death without reference to the Medi-Cal lien on the conservatorship estate in the amount of \$108,627.87 that was noted by Petitioner in the 14 th Account filed 10-13-11 (Page 1A). Examiner notes that DHS was served with a copy of this Petition and the P&A by mail on 10-16-12; however, the Court may require clarification as to authority to <u>distribute</u> real property from a conservatorship estate, <u>with reference to the lien</u> , or further time for response <u>or</u> agreement by DHS. <u>As previously stated, a Petition to Determine Succession is an appropriate method to distribute property. Examiner notes that this is a summary proceeding that requires the heir to petition.</u>
Aff.Sub.Wit.		Petitioner states that pursuant to Probate Code §§ 2590 and 2591, the Court may authorize a Conservator to sell or dispose of real property with or without confirmation.	2. The Conservatorship Estate owned an "UNDIVIDED 1/3RD INTEREST OF 3/4TH INTEREST IN REAL PROPERTY" (See Schedule G – POH at end of account period). Petitioner now states the interest is a "1/2 (ONE-HALF)" interest, with the other half held by the brother (Pages 2A and 2B). Need clarification.
✓ Verified			
Inventory		Pursuant to Probate Code §2591(c)(1), the Conservator hereby requests authority to transfer the Conservatee's interest in the real property to Ms. Rand, the Conservatee's only known surviving relative.	3. Need order.
PTC			
Not.Cred.		Petitioner prays that this Court authorize the Director of the Dept. of Developmental Services of the State of California to exercise its authority under Probate Code §2591 to transfer the Conservatee's interest in the real property and to issue such other relief as appropriate.	Reviewed by: skc
✓ Notice of Hrg			
✓ Aff.Mail	w	Memorandum of Points and Authorities cites Probate Code §§ 2590 and 2591. Petitioner states that the Court may authorize the transfer of the real property, as the property is not the Conservatee's (or his brother's) residence, as they are both deceased. Petitioner states Cina Rand is the only known surviving relative of the Conservatee and the Conservator has no lien or other interest in the property. Further administration of the conservatorship estate will only use up conservatorship assets and will not serve any purpose for which the conservatorship was created. It appears to be prudent and in the best interest of all parties that the Court exercise its authority under this section to transfer the real property to Ms. Rand.	Reviewed on: 10-30-12
Aff.Pub.			
Sp.Ntc.			Updates:
Pers.Serv.			
Conf. Screen			Recommendation:
Letters			
Duties/Supp			File 1B - Tortorella
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

DOD: 11-6-09		CALIFORNIA DEPT. OF DEVELOPMENTAL SERVICES , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 3-1-09 through 11-6-09	<u>Page 2B is a separate Petition for Instructions.</u>
		Accounting: \$23,821.68	1. As stated previously in the prior Examiner Notes for the related matter, Probate Code §§ 2631 and 13100 allow liquidation and distribution of <u>personal property only</u> in the manner requested. Real property, including undivided interests, is subject to Probate Code §13151, which requires the mandatory judicial council Petition to Determine Succession to Real Property Form DE-310, inventory and appraisal as of the date of death, and noticed hearing.
		Beginning POH: \$14,193.12	2. Petitioner also requests to distribute this asset when there is a Medi-Cal lien on the estate. Need authority.
		Ending POH: \$16,068.68	3. Need Notice of Hearing and proof of service at least 15 days prior to the hearing on Cina Rand (sister) and DHS. (Proof of Service filed 10-17-12 relates to the Petition for Instructions at Page 2B only.)
<input type="checkbox"/>	Aff.Sub.Wit.	Account period: 11-7-09 through 5-31-12	4. <u>Order does not match Petition.</u> Petition states ending balance is \$11,235.03, of which \$235.03 is cash. Order states ending balance is \$16,100.50, of which \$443.12 is cash. Need clarification.
<input checked="" type="checkbox"/>	Verified	Accounting: \$16,170.48	5. <u>Order does not comply with Local Rule 7.6.1.A.</u> Monetary distributions must be stated in dollars. Need clarification as to the amount to be distributed on the Medi-Cal claim. Examiner is unable to calculate due to discrepancy noted in #4 above.
<input type="checkbox"/>	Inventory	Beginning POH: \$16,068.68	
<input type="checkbox"/>	PTC	Ending POH: \$11,235.03	
<input type="checkbox"/>	Not.Cred.	(POH consists of cash in the amount of \$235.03 plus an undivided 1/3 interest of a 3/4 interest in real property)	
<input type="checkbox"/>	Notice of Hrg	Conservator: \$50.00 outstanding, Balance waived	
<input type="checkbox"/>	Aff.Mail	Attorney: \$25.00 outstanding, Balance waived	
<input type="checkbox"/>	Aff.Pub.	Court Investigation Fees (Superior Court): \$50.00, Balance waived.	
<input type="checkbox"/>	Sp.Ntc.	Petitioner states there is a Medi-Cal claim in the amount of \$56,556.10 and requests that the court authorize payment of the remaining balance of the conservatorship estate on this claim.	
<input type="checkbox"/>	Pers.Serv.	Petitioner prays for an Order:	
<input type="checkbox"/>	Conf. Screen	7. Approving, allowing and settling the final account;	
<input type="checkbox"/>	Letters	8. Terminating the proceedings herein;	
<input type="checkbox"/>	Duties/Supp	9. Waiving the conservator's and attorney's fees;	
<input type="checkbox"/>	Objections	10. Authorizing payment of \$50.00 to the herein Conservator of the estate for outstanding deferred fees as payment in full and waiving the remaining amount due;	
<input type="checkbox"/>	Video Receipt	11. Authorizing payment of \$25.00 to the State Dept. of Developmental Services' Office of Legal Affairs for outstanding deferred fees as payment in full and waive remaining balance due;	
<input type="checkbox"/>	CI Report	12. Authorizing payment of \$50.00 to Fresno Superior Court for outstanding deferred fees previously approved by the Court as payment in full and waive the remaining balance due;	
<input type="checkbox"/>	9202	13. Authorizing payment of the remaining balance to the Dept. of Health Services as payment in full on the Medi-Cal claim;	
<input type="checkbox"/>	Order	14. Authorizing transfer of the house to the Conservatee's sister; and	
<input type="checkbox"/>	Aff. Posting	15. Discharge of Conservator.	
<input type="checkbox"/>	Status Rpt		Reviewed by: skc
<input type="checkbox"/>	UCCJEA		Reviewed on: 10-30-12
<input type="checkbox"/>	Citation		Updates:
<input type="checkbox"/>	FTB Notice		Recommendation:
			File 2A - Tortorella

DOD: 11-6-09		CALIFORNIA DEPT. OF DEVELOPMENTAL SERVICES , Conservator, is Petitioner. Petitioner states the Conservatee's only known surviving relative is his sister, Cina Rand, who resides in Clovis, CA. The conservatorship estate herein includes a one-half interest in real property in Fresno. The remaining one-half interest in the real property is held by this conservatee's brother, Nicholas Tortella, DOD 11-10-10. Petitioner states that pursuant to Probate Code §§ 2590 and 2591, the Court may authorize a Conservator to sell or dispose of real property with or without confirmation. Pursuant to Probate Code §2591(c)(1), the Conservator hereby requests authority to transfer the Conservatee's interest in the real property to Ms. Rand, the Conservatee's only known surviving relative. Petitioner prays that this Court authorize the Director of the Dept. of Developmental Services of the State of California to exercise its authority under Probate Code §2591 to transfer the Conservatee's interest in the real property and to issue such other relief as appropriate. Memorandum of Points and Authorities cites Probate Code §§ 2590 and 2591. Petitioner states that the Court may authorize the transfer of the real property, as the property is not the Conservatee's (or his brother's) residence, as they are both deceased. Petitioner states Cina Rand is the only known surviving relative of the Conservatee and the Conservator has no lien or other interest in the property. Further administration of the conservatorship estate will only use up conservatorship assets and will not serve any purpose for which the conservatorship was created. It appears to be prudent and in the best interest of all parties that the Court exercise its authority under this section to transfer the real property to Ms. Rand.	NEEDS/PROBLEMS/COMMENTS: 4. Authority does not appear to be proper. Probate Code §2591(c)(1) allows a conservator the power <u>"to sell at public or private sale"</u> real property without Court confirmation of sale. Probate Code §2590(a) states the Court may make an order granting this power if it is to the <u>"advantage, benefit, and best interest of the estate to do so."</u> Here, Petitioner is requesting to <u>distribute</u> real property from the conservatorship estate after the Conservatee's death without reference to the Medi-Cal lien on the conservatorship estate in the amount of \$108,627.87 that was noted by Petitioner in the 14 th Account filed 10-13-11 (Page 1A). Examiner notes that DHS was served with a copy of this Petition and the P&A by mail on 10-16-12; however, the Court may require clarification as to authority to <u>distribute</u> real property from a conservatorship estate, <u>with reference to the lien, or</u> further time for response <u>or</u> agreement by DHS. <u>As previously stated, a Petition to Determine Succession is an appropriate method to distribute property. Examiner notes that this is a summary proceeding that requires the heir to petition.</u> 1. The Conservatorship Estate owned an "UNDIVIDED 1/3RD INTEREST OF 3/4TH INTEREST IN REAL PROPERTY" (See Schedule G – POH at end of account period). Petitioner now states the interest is a "1/2 (ONE-HALF)" interest, with the other half held by the brother (Pages 2A and 2B). Need clarification. 2. Need order.
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	X		
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order	X		
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: skc Reviewed on: 10-30-12 Updates: Recommendation: File 2B - Tortorella	

DOD: 1/26/2004		ANTONETTE FREGOSO,		NEEDS/PROBLEMS/COMMENTS:	
		Administrator, is petitioner.			
		Accounting is waived.		Continued to 12/13/12 at the request of the attorney.	
Cont. from 091712				Continued from 9/17/12. Need amended petition based on but not limited to the following:	
	Aff.Sub.Wit.	I & A	-	\$264,250.00	1. Cynthia Arroyo was originally the attorney of record in this case. Pursuant to §10814 Attorney Arroyo would be entitled to a portion of the statutory attorney fees.
		POH	-	\$ 1,500.00	2. Need proof of service of the Notice of Hearing on Cynthia Arroyo pursuant to California Rule of Court 7.704(b).
✓	Verified	Administrator	-	waives	3. Need allowance or rejection of Creditor's Claim of Employment Development Department in the amount of \$444,816.51 filed on 1/8/2007. California Rules of Court 7.401.
✓	Inventory	Attorney	-	\$4,099.00	4. This waiver of account does not include information required by California Rules of Court 7.550
✓	PTC				(1) Creditor's claims
✓	Not.Cred.				(2) Sales purchases, or exchanges of assets
✓	Notice of Hrg				(3) Changes in the form of assets
✓	Aff.Mail				(9) Calculation of fees or commissions as described in rule 7.705.
	Aff.Pub.				5. Need calculation of Attorney fees. California Rules of Court 7.705.
	Sp.Ntc.				6. Need current status of all inventoried items. Local Rule 7.13.
	Pers.Serv.				7. Order does not comply with Local Rule 7.6.1.
	Conf. Screen				
✓	Letters	6/15/04			
	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
✓	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
✓	FTB Notice				
				Reviewed by: KT	
				Reviewed on: 10/29/12	
				Updates:	
				Recommendation:	
				File 3 - Canales	

4 Louie Friguglietti Trust

Case No. 07CEPR00246

Atty Curry, Thomas M.

Atty Pape, Jeffrey B.

Atty Wright, Janet L

Petition of Elaine Cory for Settlement of Accounting and Report of Bruce Bickel
Dated and Served August 21, 2009 and Objections Thereto, and for Order
Compelling Former Trustee James Wagner to Account for Period from April 1, 2007
Through January 31, 2008

Age:		NEEDS/PROBLEMS/COMMENTS: <u>Continued to 11/29/2012</u> at the request of attorney Thomas Curry.
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: KT
		Reviewed on: 10/25/12
		Updates:
		Recommendation:
		File 4 - Friguglietti

Atty Burnside, Leigh (for Petitioner/surviving spouse, Dorothy Mazman)

Atty Johnson, Summer A (for Special Administrator Bruce Bickel)

Petition of Surviving Spouse for Preliminary Distribution (Prob. C. 11620)

DOD: 5/3/2010		DOROTHY MAZMAN , surviving spouse, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Petitioner alleges: Prior to his death, Decedent executed a number of testamentary instruments.	Special Administrator's Petition for Approval of First Account and Report, for Preliminary Distribution, etc., has been filed and is set for hearing on 11/27/2012.
Cont. from		On 5/18/12 Decedent's daughter, Marvelle Starre Evans ("Starre") filed a Petition for Probate requesting Decedent's 2006 Will be admitted to Probate. Petitioner filed a Will contest alleging the Decedent did not have the capacity to revoke the 1992 Will and execute the 2006 Will and that the 1992 Will was the last Will validly executed.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	On 10/5/2010, due to the ongoing litigation between Dorothy, Starre and Melonie Hayden (another of the decedent's daughters) over the validity of the estate planning documents, the Court ordered appointment of Bruce Bickel, as special administrator of the Decedent's estate with general powers.	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	Several months later on 5/4/2011, the parties attended mediation with Judge Howard Broadman (Ret.). By the conclusion of the mediation the parties had resolved their dispute and signed a written Settlement Agreement.	
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	The Settlement Agreement requires that Mr. Bickel administer the estate pursuant to the Settlement Agreement and not the 2006 Will or the 1992 Will, and that he liquidate the estate and trust assets identified in the agreement.	
<input checked="" type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order	X	Reviewed by: KT
<input type="checkbox"/>	Aff. Posting		Reviewed on: 10/29/12
<input type="checkbox"/>	Status Rpt		Updates:
<input type="checkbox"/>	UCCJEA		Recommendation:
<input type="checkbox"/>	Citation		File 5 - Mazman
<input type="checkbox"/>	FTB Notice		
Please see additional page			

Petitioner states that while no accounting has yet been filed with the Court, Dorothy is informed and believes that as a result of the sales of real and personal property, Mr. Bickel currently has cash on hand in excess of \$2,000,000.00 in Decedent's estate and trust.

Petitioner requests the Court instruct Mr. Bickel to make a preliminary distribution to her in the sum of \$150,000.00, which is due her under the terms of the Settlement Agreement. There is ample cash on hand to make the distributions. Furthermore, Petitioner believes the estate is not yet in a condition to be closed as Mr. Bickel is still working to obtain information regarding other of the Decedent's assets.

Petitioner has executed all documents, including deeds and assignments, required of her under the terms of the Settlement Agreement.

Petitioner has a present need for the distribution of \$150,000.00 awarded to her under the terms of the Settlement Agreement. Additionally, there will remain sufficient cash on hand in the estate and trust being administered by Bruce Bickel to pay the expenses of administration.

Wherefore, Petitioner respectfully requests that the Court issue an order:

1. Directing Bruce Bickel to distribute to Petitioner the sum of \$150,000.00 pursuant to the terms of the Settlement Agreement from the blocked account at RBC Wealth Management; and
2. For Costs incurred herein.

DOD: 07/18/09		THOMAS W. SIVERLY, ANITA S. WIDMAYER, JAMES R. SIVERLY, HARRY D. SIVERLY, PATRICIA DIVELBISS, and MARY ANN FOSTER , children of Decedent, are Petitioners. 40 days since DOD. No other proceedings. I & A - \$87,077.53 Will dated 04/06/01 devises estate to decedent's six living children equally. Petitioners request court determination that decedent's 100% interest in real property located at 3627 E. Pine Avenue, Fresno and 100% interest in a Schwab One bank account pass to them in equal shares pursuant to decedent's Will.	NEEDS/PROBLEMS/COMMENTS: 1. Witness attestation on Decedent's Will is not dated. Need Proof of Subscribing Witness. Although the will is not being admitted to probate, this summary proceeding does necessarily include a determination of validity. See Probate Code §13151 and commentary.		
Cont. from					
<input type="checkbox"/>	Aff.Sub.Wit.				<input type="checkbox"/>
<input checked="" type="checkbox"/>	Verified				<input type="checkbox"/>
<input type="checkbox"/>	Inventory				<input type="checkbox"/>
<input type="checkbox"/>	PTC				<input type="checkbox"/>
<input type="checkbox"/>	Not.Cred.				<input type="checkbox"/>
<input checked="" type="checkbox"/>	Notice of Hrg				<input type="checkbox"/>
<input checked="" type="checkbox"/>	Aff.Mail				w/
<input type="checkbox"/>	Aff.Pub.				<input type="checkbox"/>
<input type="checkbox"/>	Sp.Ntc.				<input type="checkbox"/>
<input type="checkbox"/>	Pers.Serv.				<input type="checkbox"/>
<input type="checkbox"/>	Conf. Screen				<input type="checkbox"/>
<input type="checkbox"/>	Letters				<input type="checkbox"/>
<input type="checkbox"/>	Duties/Supp				<input type="checkbox"/>
<input type="checkbox"/>	Objections				<input type="checkbox"/>
<input type="checkbox"/>	Video Receipt				<input type="checkbox"/>
<input type="checkbox"/>	CI Report				<input type="checkbox"/>
<input type="checkbox"/>	9202				<input type="checkbox"/>
<input checked="" type="checkbox"/>	Order				<input type="checkbox"/>
<input type="checkbox"/>	Aff. Posting				<input type="checkbox"/>
<input type="checkbox"/>	Status Rpt				<input type="checkbox"/>
<input type="checkbox"/>	UCCJEA				<input type="checkbox"/>
<input type="checkbox"/>	Citation				<input type="checkbox"/>
<input type="checkbox"/>	FTB Notice	<input type="checkbox"/>			
Reviewed by: JF					
Reviewed on: 10/29/12					
Updates:					
Recommendation:					
File 6 - Siverly					

Petition to Compel Trustee to Account; for Accounting by Attorney in Fact; for Further Accounting; for Elder Fiduciary Abuse; for Constructive Trust, and for Damages [Prob. C. 17200 et seq, 4500 et seq; 16000-16006; 16040; 16060; 16062-16063; 16400; 16420 and 16440 et seq; W&I C. 15657, 15610.30]

			CYNTHIA F. HILL and LEWIS C. SLAYTON are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
				1. Petition requests relief for the Jessie C. Slayton and Martha Jane Slayton Revocable Living Trust dated June 1, 2005. The Jessie C. Slayton and Martha Jane Slayton Revocable Living Trust is not before the court and therefore the court cannot make orders with regard to said trust. A separate action will need to be commenced regarding issues involving the Jesse C. Slayton and Martha Jane Slayton Revocable Trust.
Cont. from				2. Page 2, line 9 & 10 of the Petition states trust assets are distributable to Cynthia F. Hill, Lewis ("Rusty") C. Slayton, and Shirley Alexander. However, page 2, line 12 states the assets are distributable to Cynthia F. Hill, Jesse C. Slayton, Jr. and Shirley Alexander. The court may require clarification.
	Aff.Sub.Wit.			
✓	Verified			Note to Judge: Order has a place to insert the date that the accountings will be due.
	Inventory			
	PTC			Reviewed by: KT
	Not.Cred.			
✓	Notice of Hrg			Reviewed on: 10/30/12
✓	Aff.Mail	W/		
	Aff.Pub.			Updates:
	Sp.Ntc.			Recommendation:
	Pers.Serv.			File 7 - Slayton
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Petitioners allege: On 7/29/2009 the Slayton Family Grantor Trust was created. The grantor of the Trust was Jesse C. Slayton; the Trustee of the Trust was Jesse's niece, Debbie Slayton.

The Slayton Family Grantor Trust was actually established on behalf of Jesse by Debbie Slayton who executed the Trust document as Jesse's attorney-in-fact. Jesse had previously executed a durable power of attorney on 5/3/2005.

By its terms, the Trust was irrevocable upon formation. Its stated purpose is to preserve the financial resources for the use, benefit and enjoyment of the primary beneficiaries. The primary beneficiaries of the Trust were Jesse during his lifetime and upon his death, the assets are to be distributed to the children of Jesse, namely Cynthia F. Hill, Lewis ("Rusty") C. Slayton and Shirley Alexander.

Jesse died on 10/2/2010. Pursuant to the terms of the Trust the assets are distributable to Cynthia F. Hill, Lewis ("Rusty") C. Slayton, and Shirley Alexander.

Petitioner is informed that following the death of Jesse, the Trustee sold the Trust's real property to Bobby Slayton and Joyce Slayton, for consideration of \$180,000.00.

Please see additional page

The sale was made to a related party without a broker. Bobby Slayton is the brother of the settlor, Jesse C. Slayton, and Joyce Slayton is the wife of Bobby Slayton. Bobby Slayton and Joyce Slayton are the parents Debbie Slayton, the Trustee.

Petitioners were advised of the sale and are informed and believe that the consideration for the sale of the residence was not unreasonable notwithstanding the relationship between the Trustee and the purchasers of the property.

Following the sale, the Trustee distributed cash in the amount of \$65,000 to each of the three beneficiaries. The Trustee indicated that each of the beneficiaries were to receive at least \$20,000.00 more; however no additional funds have been distributed to the beneficiaries, nor has any additional information been provided to the beneficiaries.

Pursuant to California law, the Trustee is required to account to the beneficiaries of the Trust. On February 23, 2011, counsel for Petitioners served a demand for an accounting on the Trustee, Debbie Slayton.

To date, an accounting has not been received from the Trustee.

Wherefore, Petitioners request this court to order the Trustee to render an accounting of the administration of the Trust, in the form and manner prescribed by law.

Petitioner further requests a review of the acts of the attorney-in-fact and for further accounting by attorney-in-fact.

Petitioner alleges Jesse C. Slayton was married to Martha Jane Slayton for more than 49 years. Martha died in July 2008. Petitioners believe that Jesse and Martha previously established a Revocable Living Trust Agreement known as the "**Jesse C. Slayton and Martha Jane Slayton Revocable Living**" dated June 1, 2005 (the Jesse and Martha Trust). A page entitled "Overview of pertinent Information" is attached as Exhibit F; the document indicates that the Jesse and Martha Trust may have been established by Jesse C. Slayton individually, and acting as Attorney-in-Fact for his wife, Martha. Petitioners have been unable to obtain a copy of the Jesse and Martha Trust.

Petitioners further believe, based on statements made by Jesse C. Slayton that prior to the establishment of the Jesse and Martha Trust, he had cash assets in excess of \$400,000.00.

Petitioners believe that at some time prior to July 29, 2009, Debbie Slayton became trustee of the Jesse and Martha Trust. On July 29, 2009, Debbie Slayton signed an "Affidavit of Change of Trustee," declaring that the former Trustee, Jesse C. Slayton was incapacitated, and that she has succeeded to the position of trustee.

Please see additional page

On 11/29/2009, a deed was recorded transferring Jesse's residence from Debbie Slayton as Trustee of the Jesse and Martha trust to Jesse C. Slayton, a married man. On that same day, there as a recorded deed transferring the residence from Jesse C. Slayton, a married man, to Debbie Slayton, Trustee of the Slayton Family Grantor Trust dated July 29, 2009.

Petitioners believe that following Martha's death, Jesse was the primary beneficiary of the Jesse and Martha Trust.

Petitioners believe that Debbie Slayton, as successor Trustee of the Jesse and Martha Trust and/or as attorney in fact for Jesse Slayton, transferred and/or dissipated assets of the Trust, or assets belonging to Jesse Slayton to and for her own benefit and/or transferred same to third parties, the identities of whom is unknown to Petitioners.

Petitioners allege that Debbie Slayton regularly used Jesse's credit card for her personal benefit. After Jesse's death, a family member observed that Debbie "like[d] spending your uncle Charlie's money" (referring to Jesse C. Slayton, who was known as "Uncle Charlie" to some family members).

Wherefore, Petitioners request that Debbie Slayton account for her actions as attorney in fact of Jesse C. Slayton from 5/3/2009, and any and all actions taken as trustee of the Jesse and Martha Trust, in the manner prescribed by law.

Petitioners allege that in administering the Trust after the death of Jesse C. Slayton, the Trustee Debbie Slayton breached one or more fiduciary duties owing to the beneficiaries of the Slayton Family Trust, including without limitation, the duty to administer the trust solely in the interest of the beneficiaries; the duty to preserve trust property; and the duty to make trust property productive. As a result of the Trustee's actions, Petitioners have been damaged by the loss of their beneficial interest in the trust, in an amount according to proof. That as a result of the Trustee's actions, petitioners have been further damaged in that Petitioners have been required to retain an attorney and incur attorney's fees to assert their rights to trust property, and against the Trustee, in an amount according to proof. That the actions of the Trustee were outrageous and intentional and as such the Trustee's conduct should be punished by an award of exemplary damages against the Trustee and in favor of the beneficiaries.

At all times alleged in this petition, Jesse C. Slayton was elderly and over the age of 65 years old. For a number of years prior to his death, commencing in 2004 or early 2005, Debbie Slayton lived in Jesse's residence under an agreement that she would provide for his need and would receive room and board and a monetary stipend. She occupied the position of care custodian until approximately 2008 when Jesse's declining health required that he move into Sierra Villa, a care facility.

Please see additional page

Petitioners allege, for some years prior to his death, Jesse was suffering from diminished mental capacity, was subjected to being taken advantage of by the Respondents. Respondents exercised complete dominion and control over Jesse's assets and gained knowledge of his assets and property.

In addition, Debbie Slayton sequestered and prevented Jesse from having contact with other family members, including Petitioner, Cynthia F. Hill, specifically stating that Cynthia was not to be permitted to visit with Jesse, her father, unless Debbie was present.

The conduct of Respondents and each of them, resulted in the deprivation of Jesse's assets, which were necessary for his care and ongoing maintenance.

The above-described conduct constitutes financial abuse under Welfare and Institutions Code section 15657 and 15610.30.

Respondents, and each of them are guilty of recklessness, oppression and fraud; respondents and each of them acted with malice against Jesse in the commission of the above described abuse.

Pursuant to Welfare and Institutions Code 15657(a) Respondents and each of them are liable for reasonable attorney's fees and costs necessarily incurred in bringing an prosecuting this claim.

Petitioners believe that Respondents and each of them have wrongfully taken, transferred, concealed and otherwise deprived Jesse of property belonging to the Slayton Family Trust and/or the Jesse and Martha Trust and/or Jesse C. Slayton. Said Respondents may include, without limitation, **Debbie Slayton**, **Bobby Slayton**, her father, and/or **Joyce Slayton**, her mother.

Bobby Slayton died on 5/13/2012. To Petitioner's knowledge no probate proceedings have been commenced.

Petitioners believe that at the time the property or assets of Jesse C. Slayton and/or the trusts were transferred, the transferees knew the property were assets of the Slayton Family Trust, the Jesse and Martha Trust or Jesse C. Slayton.

As a result of such transfer, the transferees received and held the property or assets as Constructive Trustee for and on behalf of the beneficiaries of the Trust, namely Cindy Hill, Lewis Slayton and Shirley Alexander. Respondents, and each of them, should be ordered to surrender and deliver said property to Petitioners.

Petitioners are unaware of the beneficiaries of the Jesse C. Slayton and Martha Jane Slayton Revocable Living Trust dated June 1, 2005.

Please see additional page

Wherefore, Petitioners pray:

1. That Debbie Slayton be ordered to account and report:
 - a. For her actions as Trustee of the Slayton Family Trust from July 29, 2009;
 - b. For her actions as Trustee or Successor Trustee of the Jesse C. Slayton and Martha Jane Slayton Revocable Living Trust dated June 1, 2005;
 - c. For any and all actions taken as attorney-in-fact for Jesse C. Slayton, pursuant to power of attorney executed May 3, 2005;
2. For damages in an amount according to proof;
3. For exemplary damages in an amount according to proof;
4. For damages assessed on account of acts of elder abuse, including but not limited to actual damages, exemplary and punitive damages, and attorney's fees and costs;
5. For imposition of a constructive trust on Respondents who received assets belonging to or attributable to Jesse C. Slayton, the Jesse C. Slayton and Martha Jane Slayton Revocable Living Trust and/or the Slayton Family Trust;
6. For attorney's fees and costs incurred in bringing this action; and
7. For such other and further relief as the court may deem proper.

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob.
C. 8002, 10450)

DOD: 08/30/12	KATRINA BEST KENDALL , daughter, is Petitioner, and requests appointment as Administrator with bond set at \$260,000.00.		NEEDS/PROBLEMS/COMMENTS: 1. Declaration of Publication filed 10/10/12 indicates that publication was in the Business Journal; however, Petitioner indicates that the decedent was a resident of Sanger, CA. Per Local Rule 7.9A publication should be in the Sanger Herald. 2. Notice of hearing to Yvette Best was in care of Katrina Best Kendall and Notice of Hearing to Gannon Alexander Best was in care of Beth Ann Lee; notice mailed to a person in care of another is insufficient, pursuant to California Rules of Court 7.51(a)(2). 3. Need Duties & Liabilities of Personal Representative and Confidential Supplement to Duties & Liabilities. 4. Need Order & Letters. Note: If Petition is granted, status hearings will be set as follows: <ul style="list-style-type: none"> Friday, March 1, 2013 at 9:00 am in Dept. 303 for filing of the Inventory & Appraisal; and Friday, January 3, 2014 at 9:00 am in Dept. 303 for filing of the Account/Petition for Distribution.
Cont. from	Petitioner is a resident of Kailua-Kona, HI.		
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory	Full IAEA – OK		
<input type="checkbox"/> PTC	Decedent died intestate		
<input type="checkbox"/> Not.Cred.	Residence: Sanger		
<input checked="" type="checkbox"/> Notice of Hrg	Publication: The Business Journal		
<input checked="" type="checkbox"/> Aff.Mail	w/		
<input checked="" type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.	Estimated Value of the Estate:		
<input type="checkbox"/> Pers.Serv.	Personal property - \$108,222.02		
<input type="checkbox"/> Conf. Screen	Annual income - 40,000.00		
<input type="checkbox"/> Letters	x	Real property - 88,401.77	
<input type="checkbox"/> Duties/Supp	x	Total - \$236,623.79	
<input type="checkbox"/> Objections	Probate Referee: RICK SMITH		
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input type="checkbox"/> Order	x		
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			Reviewed by: JF
			Reviewed on: 10/29/12
			Updates:
			Recommendation:
			File 8 - Best

Petition for Probate of Will and for Letters of Administration with Will Annexed;
Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 7/27/12		ARLEY R. ROBINSON , named executor, is petitioner and requests appointment with bond set at \$200,000.00.	NEEDS/PROBLEMS/COMMENTS: Continued to 12/4/12 at the request of the attorney.	
Cont. from				
✓	Aff.Sub.Wit.			Full IAEA – o.k. Will dated: 4/9/2010 Residence: Fresno Publication: Fresno Business Journal
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			
✓	Aff.Mail	W/		
✓	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen	Estimated value of the estate: Personal property -\$ 20,000.00 Real property -\$180,000.00 Total -\$200,000.00	1. Petition does not include a copy of the Will as required. 2. Will indicates that 10% of the reserve is to be donated to the Center for Spiritual Living. The Center for Spiritual Living is not listed on #8 of the Petition. 3. Need proof of service of the Notice of Petition to Administer the Estate on: a) Center for Spiritual Living	
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA	Probate Referee: STEVEN DIEBERT	Note: If the petition is granted, status hearings will be set as follows: • Friday, November 30, 2012 at 9:00 a.m. in Department 303, for the filing of the bond. • Friday, March 22, 2013 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. • Friday, December 20, 2013 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.	
	Citation			
	FTB Notice			
Reviewed by: KT			Reviewed on: 10/29/12 Updates: Recommendation: File 9 - Robinson	

Petition for Appointment of Temporary Guardianship of the Person

Age: 16 years		GENERAL HEARING 12/13/12		NEEDS/PROBLEMS/COMMENTS:	
		MARY T. PEREZ , paternal grandmother, is petitioner.		1. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: a) Ciriaco Edward Moro (father) b) Alexis Mary Mora (minor, age 16)	
		Father: CIRIACO EDWARD MORO			
		Mother: JENNIFER CASTENEDA – personally served on 10/24/12.			
Cont. from		Paternal grandfather: Alberto V. Perez, Jr.			
	Aff.Sub.Wit.	Maternal grandfather: Dan Flores			
✓	Verified	Maternal grandmother: Lydia “unknown”			
	Inventory	Petitioner alleges: the minor has been in the care of Petitioner since 2003. Petition states the minor is a special needs child. She is autistic and requires unique and individual attention. Petitioner states earlier this year she became ill and she asked the mother to care for the minor while she recovered. Petitioner alleges that last week mom insisted she take the minor back. When Petitioner stated she was still recovering, mom placed the minor in In Home Care services in Tulare. Petitioner is requesting temporary guardianship so that she can take the minor out of the in home care provider.			
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.				
✓	Pers.Serv.	W/			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: KT	
				Reviewed on: 10/30/12	
				Updates:	
				Recommendation:	
				File 10 - Mora	

11 Auri Brooks, Tazon Brooks, Antwon Brooks, Jr., Sacari Brooks, and I'Fasiah Armstrong (GUARD/P)

Atty Boyett, Deborah K. (for Makiah Taneal Woods – maternal aunt/Petitioner)

Case No. 12CEPR00949

Petition for Appointment of Temporary Guardianship of the Person

I'Fasiah, 16	<p align="center"><u>TEMPORARY GRANTED EX PARTE:</u> <u>EXPIRES 11/01/12</u></p> <p align="center"><u>GENERAL HEARING 01/02/13</u></p> <p>MAKIAH TANEAL WOODS, maternal aunt, is Petitioner.</p> <p>Father (I'Fasiah): RONALD ARMSTRONG Father (all others): ANTWON BROOKS</p> <p>Mother: BLONDY DAVIS – <i>Consent & Waiver of Notice filed 10/22/12</i></p> <p>Paternal grandfather (I'Fasiah): Paternal grandmother (I'Fasiah):</p> <p>Paternal grandfather (all others): DECEASED Paternal grandmother (all others): NALTALIA BROOKS</p> <p>Maternal grandfather: DECEASED Maternal grandmother: GLORIA MITCHELL</p> <p>Petitioner alleges the children resided full time with their mother until she was remanded into custody and is now incarcerated. The mother has nominated Petitioner to be the guardian of her children. Petitioner states that neither father is involved with the children. I'Fasiah's father has been absent from her life for 14+ years and the other children's father, Antwon Brooks has been violent with the mother. There is a pending dissolution of marriage between Mr. Brooks and the mother and he has not had contact with his children for more than a year.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardianship <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: <ul style="list-style-type: none"> - Ronald Armstrong (I'Fasiah's father) - Antwon Brooks (father of all other children) 	
Auri, 11			
Tazon, 10			
Antwon, 9			
Sacari, 8			
Cont. from			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input type="checkbox"/> Notice of Hrg			x
<input type="checkbox"/> Aff.Mail			
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.	x		
<input checked="" type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters	x		
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input type="checkbox"/> Order	x		
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
<p>Reviewed by: JF</p> <p>Reviewed on: 10/30/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11 – Brooks & Armstrong</p>			

Motion to Enforce Judgment and Request for Over Night Visitations

Age: 8		<p>LISA SANCHEZ and DANIEL G. RODRIGUEZ, parents, are Petitioners.</p> <p>SARA LOPEZ, paternal cousin (first cousin to father Daniel G. Rodriguez), was appointed Guardian of Sean C. Rodriguez on 11-27-06.</p> <p>Paternal Grandfather: Daniel Rodriguez, Sr. - Deceased Paternal Grandmother: Sylvia Garcia Maternal Grandfather: Jorge Sanchez, Sr. Maternal Grandmother: Beverly Sanchez - Deceased</p> <p>Petitioners state Sean has been in the care of Guardian Sara Lopez since 2005. On 11-9-11, the Court denied Petitioners' request to terminate the guardianship, but granted Petitioners' request for unsupervised visitation and counseling for the minor child.</p> <p>Petitioners now respectfully request that the Court help them in enforcing that order, wherein the Court ordered the guardian to obtain counseling for the minor child with a licensed child psychologist. All parties were ordered to be involved in counseling. Over the past eight months, the guardian has refused to communicate and cooperate with Petitioners as to counseling. They are left to believe that the guardian has failed to obtain counseling for the minor child, or has refused to inform the parents of any counseling, clearly not looking out for the best interest of the minor child.</p> <p>Petitioners have researched and obtained information on counselors and/or a referral agency and have provided three options. Petitioners respectfully request that the Court allow them to choose a counselor and set up the services and order the guardian to cooperate in ensuring the child attends said counseling, or alternatively that Petitioners be allowed to transport the child to/from the counseling.</p> <p>Petitioners continue to want to inform their son that they are his parents and are more than willing to work with the guardian and counselor to ensure that his emotional and mental health are being considered when doing so.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 9-20-12</u></p> <p><u>Minute Order 9-20-12:</u> The Court dispenses with further notice to the siblings. Examiner notes are provided to Petitioners. Petitioners are directed to cure the remaining defects.</p> <p><u>Examiner notes that a Notice of Hearing was filed on 10-26-12; however, the following issue exists:</u></p> <p>1. Notice of Hearing indicates the guardian and relatives were served by mail on 10-23-12, which is only nine days prior to the hearing rather than the required 15 days (Probate Code §1220. The Court may require further continuance for appropriate notice.</p>	
Cont. from 092012				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order	X		
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 10-29-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 12 – Sanchez & Rodriguez</p>		

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 4 months		TEMPORARY GRANTED EX PARTE EXPIRED 8-6-12. (No appearance by Petitioner at hearing on temporary petition 8-6-12, Letters <u>not</u> extended.)	NEEDS/PROBLEMS/COMMENTS:
Cont. from 092012		LEON FERGUSON, JR., Maternal Uncle, is Petitioner.	Continued from 9-20-12.
	Aff.Sub.Wit.		
✓	Verified	Father: JAVONNI LAVENDER - Consent and Waiver of Notice filed 7-23-12 - Objection filed 7-25-12	Minute Order 8-6-12: No Appearance by petitioner. Javoni Lavender (Father) does not agree with the guardianship. Contact information provided for Father and great-grandmother. Temporary Letters are not extended.
	Inventory		
	PTC	Mother: GLORIA BUSH - Consent and Waiver of Notice filed 7-23-12	Minute Order 9-20-12: Ms. Walters advises the Court that she was Gloria Bush's attorney through Dependency however, she is present her today only as support. Also present in the courtroom is Rhonda Young, Gloria Bush's foster mother. The Court is advises that Gloria Bush is living with her foster mother at 2341 S. Whitney, Fresno 93725. Matter is continued to 11/1/12. The Court orders that the court investigator conduct a further investigation into the medical well-being of the child as well as Gloria Bush's living situation with her foster mother. Continued to 11/1/12.
	Not.Cred.		
	Notice of Hrg	Paternal Grandfather: Deceased Paternal Grandmother: Tasha	If this matter goes forward, the following issue remains:
	Aff.Mail		
	Aff.Pub.	Maternal Grandfather: Charles Bush - Consent and Waiver of Notice filed 7-23-12	1. Need proof of service of Notice of Hearing at least 15 days prior to the hearing pursuant to Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Paternal Grandmother
	Sp.Ntc.		
	Pers.Serv.	Maternal Grandmother: Anita D. Mitchell - Consent and Waiver of Notice filed 7-23-12	Reviewed by: skc
✓	Conf. Screen		
✓	Letters	Petitioner states the parents don't have any income to support the child. The child has a heart murmur and there are drugs being used in the house. Petitioner states the child's skin is breaking out and the parents don't have medicine for the child and his skin is getting worse.	Reviewed on: 10-30-12
✓	Duties/Supp		
✓	Objections	Objection filed 7-25-12 by Javonni Lavender (Father) states he has not presented any issue that would show that he is not willing to care for his child. Father states he has a stable residence and strong family support. He is currently seeking employment. He has filed for public assistance to care for the child. At the time of filing the consent for, he was not aware what it was.	Updates:
	Video Receipt		
✓	CI Report	Court Investigator Julie Negrete filed a report on 9-12-12 and on 10-30-12.	Recommendation:
✓	Clearances		
✓	Order	DSS Social Worker Keith M. Hodge filed a report on 10-30-12.	File 13 - Lavender
	Aff. Posting		
	Status Rpt		
✓	UCCJEA		
	Citation		
	FTB Notice		

Atty

Gomez, Bernadette L. (Pro Per – Maternal Aunt – Petitioner)

Atty

Gomez, Gerald R. (Pro Per – Maternal Uncle – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Xavier (14)		TEMPORARY EXPIRES 11-1-12	NEEDS/PROBLEMS/ COMMENTS:
Kyra (16)			
		BERNADETTE and GERALD R. GOMEZ, Maternal Aunt and Uncle, are Petitioners.	Continued from 9-24-12
Cont. from 092412		Father: VIRGIL MOBLEY	As of 10-29-12, the following issues remain:
		Mother: MONIQUE LARA	
	Aff.Sub.Wit.	- Personally served 9-25-12	<ol style="list-style-type: none"> 1. Need proof of personal service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Virgil Mobley (Father) 2. Need proof of service of Notice of Hearing with a copy of the Petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Virgie Lee Mobley (Paternal Grandfather) - Eva Lara (Maternal Grandmother) <p><u>Note:</u> Petitioner filed a Declaration of Due Diligence for Virgie Lee Mobley (Paternal Grandfather) on 9-24-12; however, Petitioner later filed a Proof of Service showing personal service on the mother and on "Virgie Lee Mobley" on 9-25-12. The Court may wish to clarify whether the Proof of Service was for service on the Father or on the Paternal Grandfather, as indicated.</p> <p><u>Note:</u> It does not appear that anything has been filed regarding Eva Lara (Maternal Grandmother).</p>
✓	Verified	Paternal Grandfather: Virgie Lee Mobley	
	Inventory	- Declaration of Due Diligence filed 9-24-12	
	PTC	Paternal Grandmother: Linda Mobley	
	Not.Cred.	Maternal Grandfather: Joe Lara	
✓	Notice of Hrg	- Consent and Waiver of Notice filed 9-24-12	
✓	Aff.Mail	Maternal Grandmother: Eva Lara	
	Aff.Pub.	<p>Petitioners state that due to no food, filthy living conditions, verbal and emotional abuse, suspected drug use and drug traffic in and out of the home, and non-parental supervision, Petitioners feel the need for immediate stable living conditions for the minors. Petitioners state the mother is suspected of using drugs and is blind and physically unhealthy and unable to care for the minors. Petitioners will care for and love them in their time of need. Petitioners have helped care and provide for the children since birth and they are close.</p> <p>The UCCJEA form indicates that the minors have lived with the mother for the past five years.</p> <p>DSS Social Worker Keith Hodge filed a report on 10-26-12.</p> <p>Court Investigator Samantha Henson filed a supplemental report on 10-26-12.</p>	
	Sp.Ntc.		
✓	Pers.Serv.		
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
✓	Clearances		
✓	Order		
	Aff. Posting		Reviewed by: skc
	Status Rpt		Reviewed on: 10-29-12
✓	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 14 - Mobley

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 13		<u>TEMPORARY EXPIRES 11/01/12</u>		NEEDS/PROBLEMS/COMMENTS:	
		DOLORES PEREZ , maternal aunt, is Petitioner.		1. Need proof of personal service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice for: - Martin Garcia (minor) 2. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Paternal grandparents (unknown) - Ruben Corrales (maternal grandfather)	
		Father: PEDRO GARCIA - deceased			
		Mother: RUBY ZERMENO – Personally served 09/10/12			
Cont. from		Paternal grandfather: UNKNOWN			
	Aff.Sub.Wit.		Paternal grandmother: UNKNOWN		
✓	Verified		Maternal grandfather: RUBEN CORRALES		
	Inventory		Maternal grandmother: YVONNE RIOS – Personally served 09/10/12		
	PTC		Petitioner alleges the mother is on drugs and neglects Martin's needs and verbally abuses him. She has been taking care of Martin since 8-27-12 when the mother kicked him out of her home. Petitioner feels the mother is not caring about Martin and only cares for her drugs and boyfriend Luis who is also on drugs. Petitioner feels this is affecting Martin mentally and Martin does not want to go home, he wants to live with Petitioner. Petitioner wants what is best for Martin.		
	Not.Cred.				
✓	Notice of Hrg				
	Aff.Mail	x			
	Aff.Pub.				
	Sp.Ntc.				
✓	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 10/30/12	
				Updates:	
				Recommendation:	
				File 15 - Garcia	

Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820,
1821, 2680-2682)

Age: 22		NO TEMPORARY REQUESTED MOREEN PRASAD , Mother, is Petitioner and requests appointment as Conservator of the Person with medical consent powers. Voting rights affected. A Capacity Declaration was filed 9-17-12. Petitioner states the proposed Conservatee is diagnosed with Cerebral Palsy, Spasticity (a seizure disorder), moderate to severe mental retardation, and is a quadriplegic. He has the cognitive abilities similar to those of about an 8-10 year old child and requires constant supervision. Petitioner is paid by IHSS to act as his primary care provider and assists him with feeding, dressing, bathing, and all other tasks. The proposed Conservatee has a baclofen pump, which is medication that loosens his muscles and helps to control spasms, and also takes anti-seizure medication. He attends an adult day care program through CVRC. Court Investigator Julie Negrete filed a report on 10-17-12.	NEEDS/PROBLEMS/COMMENTS: <u>Court Investigator advised rights on 10-12-12.</u> <u>Voting rights affected</u> - <u>Need Minute Order.</u> 1. Need video receipt. Local Rule 7.15.8.A.	
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	Video Receipt			X
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	FTB Notice			
<div> Reviewed by: skc </div> <div> Reviewed on: 10-30-12 </div> <div> Updates: </div> <div> Recommendation: </div> <div> File 16 - Prasad </div>				

Atty Steen, Stephanie (pro per – non-relative/Petitioner)

Atty Steen, Gregory A. (pro per – non-relative/Petitioner)

Atty Lopez, Amy (for Sherry & Donald Richardson/paternal grandparents -competing Petitioners)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 2	<p align="center"><u>NO TEMPORARY IN PLACE; TEMPORARY DENIED ON 09/11/12</u></p> <p>STEPHANIE STEEN and GREGORY STEEN, non-relatives, are Petitioners.</p> <p>Father: JOSHUA RICHARDSON – <i>currently incarcerated; personally served on 09/10/12</i></p> <p>Mother: TIFFANY RICHARDSON – <i>personally served on 09/10/12</i></p> <p>Paternal grandfather: DON RICHARDSON – <i>served by mail on 10/05/12</i></p> <p>Paternal grandmother: SHERRY RICHARDSON – <i>served by mail on 10/05/12</i></p> <p>Maternal grandfather: PATRICK JUSTESEN – <i>served by mail on 10/05/12</i></p> <p>Maternal grandmother: ROBIN DAVES – <i>served by mail on 10/05/12</i></p> <p>Petitioners state that the father is currently incarcerated and the mother has admitted that she is currently using meth, abusing several prescription drugs and dealing drugs. She is homeless, jobless and has shown little regard for Jessie's safety. Petitioners state that they have known Tiffany (mother) since she was a child and she has even lived in their home previously. Petitioners states that the mother asked them to care for Jessie and has signed a Power of Attorney for Minor Child appointing Petitioners as attorney-in-fact in regards to Jessie's care. Jessie currently is living with them.</p> <p>Court Investigator Dina Calvillo filed a report on 10/25/12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>CONTINUED FROM 10/30/12 Minute Order from 10/30/12 states: The Court notes for the record that neither Stephanie Steen or Gregory Steen, the petitioners, are present here today.</p> <p>Note: Sherry & Donald Richardson, paternal grandparents, have filed a competing temporary & general petition (Page 17B).</p>
Cont. from 103012		
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Citation		
FTB Notice		
		<p>Reviewed by: JF</p> <p>Reviewed on: 10/30/12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17A - Richardson</p>

Atty Steen, Stephanie (pro per – non-relative/Competing Petitioner)

Atty Steen, Gregory A. (pro per – non-relative/Competing Petitioner)

Atty Lopez, Amy (for Sherry & Donald Richardson/paternal grandparents - Petitioners)

Petition for Appointment of Temporary Guardianship of the Person

Age: 2	GENERAL HEARING 01/02/13		NEEDS/PROBLEMS/COMMENTS:
	SHERRY RICHARDSON and DONALD RICHARDSON , paternal grandparents, are Petitioners.		Note: Competing Petition of Stephanie & Gregory Steen, (Page 17A) was continued from 10/30/12.
	Father: JOSHUA RICHARDSON – <i>currently incarcerated; Consent & Waiver of Notice filed 10/22/12</i>		
	Mother: TIFFANY RICHARDSON		<ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service at least 5 court days before the hearing of Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian of the Person <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: - Tiffany Richardson (mother) 3. Need Duties of Guardian.
Cont. from	Maternal grandfather: PATRICK JUSTESEN		
Aff.Sub.Wit.	Maternal grandmother: ROBIN DAVES		
✓ Verified	Petitioners allege that they can provide Jessie with a safe, stable and loving home. They state they are very bonded with Jessie and have known and loved her since birth. Petitioners further states that they will make sure that Jessie has appropriate visits with her parents and their extended families. They strongly believe that Jessie needs to be surrounded with family during this difficult time.		
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Pers.Serv.	x		
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✓ Letters			
Duties/Supp	x		
Objections			
Video Receipt			Reviewed by: JF
CI Report			Reviewed on: 10/25/12
9202			Updates: 10/30/12
✓ Order			Recommendation:
Aff. Posting			File 17B - Richardson
Status Rpt			
✓ UCCJEA			
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FTB Notice			